

Section 340.110. All-Terrain Vehicles — Prohibited — Exceptions — Operation Under an Exception — Prohibited Uses — Penalty. [Ord. No. 379, 7-13-2020]

- A. No person shall operate an all-terrain vehicle, as defined in Section 300.010, upon the streets and highways of this City, except as follows:
 - 1. All-terrain vehicles owned and operated by a governmental entity for official use;
 - 2. All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation.
- B. No person shall operate an off-road vehicle, as defined in Section 304.001, RSMo., within any stream or river in this City, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this State at such road crossings as are customary or part of the highway system. All Law Enforcement Officials or Peace Officers of this State and its political subdivisions shall enforce the provisions of this Subsection within the geographic area of their jurisdiction.
- C. A person operating an all-terrain vehicle on a street or highway pursuant to an exception covered in this Section shall have a valid license issued by a State authorizing such person to operate a motor vehicle and the vehicle shall be operated at speeds of less than thirty (30) miles per hour. When operated on a street or highway, an all-terrain vehicle shall have a bicycle safety flag, which extends not less than seven (7) feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty (30) square inches and shall be dayglow in color.
- D. No person shall operate an all-terrain vehicle:
 - 1. In any careless way so as to endanger the person or property of another;
 - 2. While under the influence of alcohol or any controlled substance; or
 - 3. Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle unless the individual is at least eighteen (18) years of age.
- E. No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes.

Section 340.115. Utility Vehicles, Golf Carts, And Recreational Off-Highway Vehicles, Operation On Highways And In Streams Or Rivers Prohibited — Exceptions — Violations, Penalty. [Ord. No. 379, 7-13-2020¹]

1. Editor's Note: Ord. No. 379 also changed the title of this Section from "Utility Vehicles, Operation on Highway and in

- A. Requirements for operating utility vehicle, golf cart, and recreational off-highway vehicle, as defined in Section 300.010, within the City:
1. All utility vehicles, golf carts, and recreational off-highway vehicles shall be registered with the City and issued a permit yearly, see Section 340.120(A).
 2. Any individual operating a utility vehicle, golf cart, or a recreational off-highway vehicle on a roadway shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle for short distances occasionally, but shall not be required to have passed an examination for the operation of a motorcycle.
 3. All utility vehicles, golf carts, and recreational off-highway vehicles shall be insured, and such proof of insurance shall specifically list the utility vehicle, golf cart, or recreational off-highway vehicle as referenced by the serial number and year of model. The insurance shall be available per request.
 4. No person shall authorize or knowingly permit any utility vehicle, golf cart, or recreational off-highway vehicle owned by him/her or under his/her control to be driven upon any roadway located inside the City limits by any person who is not authorized hereunder or in violation of any of the provisions of this Section.
 5. Any individual operating a recreational off-highway vehicle that is not equipped with a roll bar or roll cage shall wear a securely fastened safety helmet on his/her head.
 6. Any individual operating a utility vehicle, golf cart, or recreational off-highway vehicle shall wear a properly fastened seat belt if equipped. If any utility vehicle, golf cart or recreational off-highway vehicle is not equipped with seat belts and will be carrying passengers younger than eighteen (18) years of age the owner will be required to install aftermarket seat belts. The aftermarket seat belts will be inspected at time of yearly inspections and will be required to be worn by each passenger younger than eighteen (18) years of age.
 7. All utility vehicle, golf cart, and recreational off-highway vehicle shall obey speed zones.
- B. No individual operating a utility vehicle, golf cart, all-terrain vehicle, or recreational off-highway vehicle shall:
1. Operate in any careless or imprudent manner so as to endanger any person or property of any person.
 2. Operate while under the influence of alcohol or controlled substance.

3. Operate between the hours of official sunset and sunrise, unless it is properly equipped with headlights, tail lights, brake lights and turn signals.
 4. Operate on any City street with a speed limit of thirty (30) miles per hour or higher.
 5. No person shall operate any utility vehicle, golf cart, all-terrain vehicle, or recreational off-highway vehicle on any Federal, State or County highways, except to cross; or across any Federal or State highway at an intersection where the highway being crossed has a posted speed limit of more than forty-five (45) miles per hour.
 6. Prohibited In Streams, Exceptions. No person shall operate any utility vehicle, golf cart, or recreational off-highway vehicle within any stream or river in this City, except within waterways that flow within the boundaries of land that the operator owns or has permission to be upon.
- C. Exceptions. No person shall operate any utility vehicle, golf cart, or recreational off-highway vehicle upon the roadways of this City without a special use permit, except if owned and operated by a governmental entity for official use.
- D. Violation And Penalty. Any person violating this Section may be charged with such violation and, if convicted, may be fined up to three hundred dollars (\$300.00) for each violation and/or up to fifteen (15) days confinement.

Section 340.120. Utility Vehicles, Golf Carts, And Recreational Off-Highway Vehicles Applications — Permits — Suspensions Or Revocations Of Permits. [Ord. No. 379, 7-13-2020²]

- A. No person shall operate a utility vehicle, golf cart, or recreational off-highway vehicle on the streets and alleys of the City of Hallsville without first obtaining a permit from the City Clerk as provided herein. Permits shall be granted for a period of one (1) year, beginning on September 1 and expiring on August 30 of the following year. The cost of the permit is fifteen dollars (\$15.00) per permit to be collected and retained by the City. This cost is a set fee and is not prorated over the year. This fee is non-refundable if the permit is suspended or revoked.
- B. Application for permits shall be made on a form provided by the City and shall contain the following information to be supplied by the applicant:
1. Name and address of the applicant;
 2. Name of liability insurance carrier;
 3. Serial number, make, model and description of vehicle;

2. Editor's Note: Ord. No. 379 also changed the title of this Section from "Recreational Off-Highway Vehicles, Operation on Highways Prohibited, Exceptions — Operation Within Streams and Rivers Prohibited, Exceptions — License Required for Operation, Exception" to "Utility Vehicles, Golf Carts, And Recreational Off-Highway Vehicles Applications — Permits — Suspensions Or Revocations Of Permits."

4. Photocopy of applicable liability insurance coverage specially for the vehicle to be operated pursuant to the permit; and
 5. Photocopy of the operator's current driver's license.
- C. No permit shall be granted unless the vehicle is inspected by the Chief of Police (or his/her designee) to ensure that the vehicle is safe to operate on City streets.
1. The vehicle shall be equipped with adequate brakes but shall not be required to be registered or have any license plates.
- D. Upon certification of operator and vehicle, the City shall issue a City decal. This decal will have identifying numbers and shall be attached to the windshield in the top left side of the registered vehicle and be visible for inspection.
- E. Suspension Or Revocation Of Permits. The City of Hallsville may suspend or revoke a permit granted hereunder upon a finding that the holder thereof has violated any provision of this Article or there is evidence that the permitted operator cannot safely operate a utility vehicle, golf cart, or recreational off-highway vehicle on the designated roadways. Suspension or revocation of the special permit may result if a permitted operator knowingly allows use of his/her approved utility vehicle, golf cart, or recreational off-highway vehicle by a non-permitted user.